

Other CBI

Other CBI

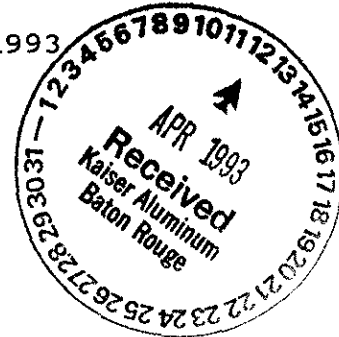
Other CBI

Other CBI

**KAISER ALUMINUM
& CHEMICAL CORPORATION**

LAW DEPARTMENT

April 7, 1993



VIA OVERNIGHT DELIVERY

Ms. Monica Gan
Department of Toxic Substances Control
700 Heinz Avenue, Suite 200
Berkeley, California 94710-2737

FILE COPY

San Francisco Division
Re: ~~BAY AREA DRUM SITE~~
1212 THOMAS AVENUE - SAN FRANCISCO, CALIFORNIA

Dear Ms. Gan:

This will acknowledge receipt of the Department of Toxic Substances Control letter of March 9, 1992 requesting information regarding Kaiser Aluminum's past practices and business relationship with companies that operated the Bay Area Drum Site.

During the period 1948 to 1987, Kaiser Aluminum operated a number of facilities in the San Francisco Bay Area that could possibly have dealt with operators of the Bay Area Drum Site, including the following:

	<u>Approximate Period of Operation</u>
1. Electrical Products 1937 Davis Street San Leandro, CA 94577	1962 - 1987
2. Aluminum Foil Packaging 177 South Airport Boulevard South San Francisco, CA 94082	1965 - 1978
3. Electrical Products (Bart Third Rail) P. O. Box 759 (Former U.S. Army Installation) Benecia, CA 94510	1967 - 1971

4. Can Manufacturing Plant 1968 - 1983
33280 Central Avenue
Union City, CA 94587
5. Modular Buildings/Warehousing 1968 - 1982
38505 Cherry Street
Newark, CA 94560
6. Can Development/Technical Service 1970 - 1983
1465 Factor Avenue
San Leandro, CA 94577
7. Refractories Laboratory 1943 - 1972
1600 South Main Street
Milpitas, CA 95035
8. Permanente (Magnesium, Aluminum Foil 1942 - 1990
and Research & Development)
23333 Stevens Creek Boulevard
Cupertino, CA 95014

All of the above described operations with the exception of the Permanente facility were shut down or sold as of the dates indicated. At Permanente, all manufacturing equipment has been sold and removed. Only one part-time caretaker employee remains at the facility.

Kaiser Aluminum has only a very limited number of records relating to operations of the above facilities prior to 1988. Most of the records that are available relate to real property ownership or leases, financial data, plant personnel, product testing, and union contracts. Most records relating to the shut down facilities were either sold as a part of the sale of the facility or were destroyed in accordance with established record retention policies.

Kaiser Aluminum currently operates two facilities in the San Francisco Bay Area:

1. Kaiser Center, Inc. (Management of 1960 to Present
300 Lakeside Drive Office Building)
Oakland, CA 94643
2. Kaiser Aluminum Center for Technology 1969 to Present
6177 Sunol Boulevard
Pleasanton, CA 94566

April 7, 1993

We have been unable to locate any records or documents regarding any relationship between any of the Kaiser Aluminum facilities listed above and the Bay Area Drum Site or the companies that operated the Site during the period 1948 through 1987.

A preliminary review of the limited records at the Permanente facility has failed to disclose any relevant documents. The caretaker employee assigned to the Permanente facility is presently on temporary assignment at Pryor, Oklahoma. When he returns we will have him continue the search of records at that facility and will supplement this response if any relevant documents are located. Kaiser Aluminum's Corporate Environmental Affairs Office in Baton Rouge, LA has located two shipping documents indicating the sale of drums to Myers Container Corporation, 6549 San Pablo Avenue, Oakland CA 94608, on March 31, 1986 and September 2, 1986 by the Electrical Products Plant at San Leandro. Copies of these documents are attached as Exhibit A. We understand that Myers Container Corporation may be a successor to Myers Drum or related to Myers Drum in some way.

A review of records at the Center for Technology in Pleasanton indicates two shipments of drums to Myers Container Corporation at the Oakland address noted above on May 10, 1989 and July 13, 1989. Copies of the shipping orders are attached as Exhibit B.

Following receipt of your letter of March 9, 1993 we were contacted by Joseph J. Armao, Esq. of Heller Ehrman White & McAuliffe, common counsel to an existing group of PRPs for the Bay Area Drum Site, and invited to join the group. Without admitting any liability with respect to the Site, we have signed the Bay Area Drum Facility Participation Agreement and paid the initial assessment. We intend to participate with the PRP Group provided that the evidence reasonably demonstrates that Kaiser Aluminum is a responsible party.

As noted above, we will continue our review of existing records and will update this response if any relevant documents are located. In the meantime I would appreciate it if you would furnish me with copies of documents in your possession that tie Kaiser Aluminum to the Site or, in the alternative, advise me where such documents are located and can be inspected.

All future correspondence relating to this matter should be addressed to the undersigned. Should you have any questions, please contact the undersigned at (510)271-5603.

Ms. Monica Gan

- 4 -

April 7, 1993

As requested, enclosed is a duplicate copy of this response.

Sincerely yours,



Charles B. Brown
Assistant General Counsel

CBB:mm

Enclosures
As Indicated

bcc: J W Vincent

EXHIBIT A

00001

MYERS CONTAINER CORPORATION

A DIVISION OF IMACC CORPORATION

6549 San Pablo Avenue • Oakland, Calif. 94608

PHONE: (415) 652-6847

Date

9-2-86

Received From KAISER ALUMINUM

Address 1977 DAVIS ST

City SAN LEANDRO CALIF

Purchased

Inventory

QUANTITY

55 GAL. #1 OIL TOP BUNG

55 GAL. #2 OIL TOP BUNG

55 GAL. OIL SIDE BUNG

55 GAL. #3 OIL

55 GAL. OIL DEHEADERS

55 GAL. OIL AGITATORS

5 55 GAL. 20/18 GA. OIL 2300 PER DRUMS

55 GAL. LINERS

55 GAL. #1 QUIK LOX

111 55 GAL. #2 QUIK LOX NO VALUE

55 GAL. QL BOLT RING

55 GAL. 17 H

30 GAL. OIL

30 GAL. QUIK LOX

15 GAL. OIL

116 TOTAL DRUMS

Cor Number

103

D

2841

"If the above items are commingled, like items of similar quality will be returned."

Per

Long Street

Roll # 46 Loc # 10

MYERS CONTAINER CORPORATION

A DIVISION OF IMACC CORPORATION

6549 San Pablo Avenue • Oakland, Calif. 94608

PHONE: (415) 652-6847

Date 3-31-86

Received From KAISER ALUMINUM

Address 1737 DAVIS ST

City SAN LEANDRO CALIF

Purchased ☒

Inventory

QUANTITY

	55 GAL. #1 OIL TOP BUNG	
	55 GAL. #2 OIL TOP BUNG	
	55 GAL. OIL SIDE BUNG	
	55 GAL. #3 OIL	
<u>43</u>	55 GAL. OIL DEHEADERS	CHARGE \$5.00 EACH
	55 GAL. OIL AGITATORS	
<u>21</u>	55 GAL. 20/18 GA. OIL	PAY \$3.00 EACH
	55 GAL. LINERS	
	55 GAL. #1 QUIK LOX	
<u>43</u>	55 GAL. #2 QUIK LOX	NO VALUE
	55 GAL. QL BOLT RING	
	55 GAL. 17 H	
	30 GAL. OIL	
	30 GAL. QUIK LOX	
	15 GAL. OIL	
<u>107</u>	TOTAL DRUMS	
Car Number	<u>628</u>	

D 1052

"If the above items are commingled, like items of similar quality will be returned."

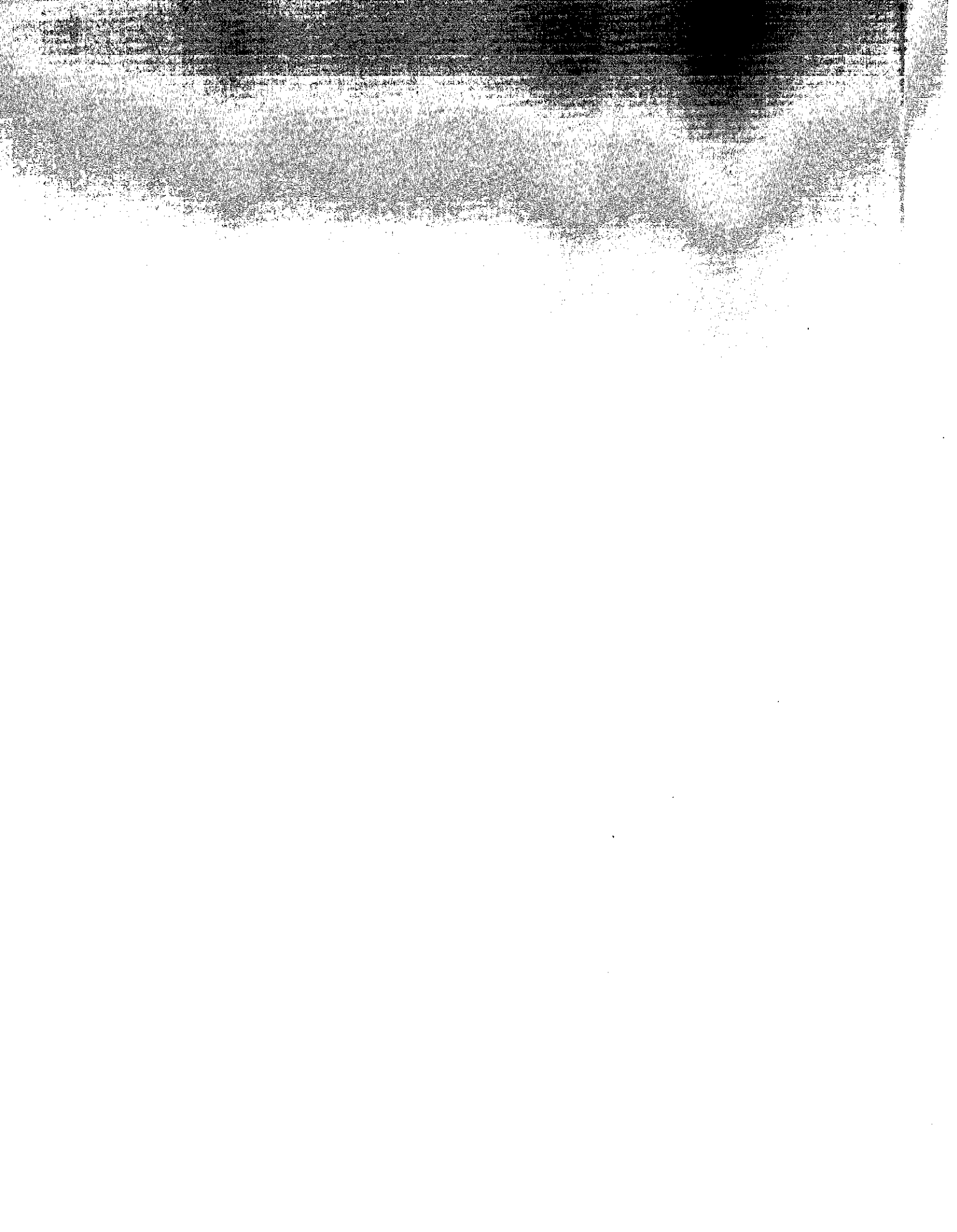
Per

Ray O'Neil

COF

Vol 76 Loc # 10

EXHIBIT B



DEPARTMENT OF TOXIC SUBSTANCES CONTROL

REGION 2
700 HEINZ AVE., SUITE 200
BERKELEY, CA 94710-2737



March 9, 1993

Ms. Chris Laszcz-Davis
Environmental Manager
Kaiser Aluminum
300 Lakeside Drive
Oakland, California 94643

Dear Ms. Laszcz-Davis:

The California Environmental Protection Agency, Department of Toxic Substances Control (Department) has determined that the Bay Area Drum site, located at 1212 Thomas Avenue in San Francisco, California, has a groundwater contamination problem. Drum recycling and reconditioning activities were undertaken by several companies at the site from 1948 through 1987.

This letter is to request information regarding Kaiser Aluminum's past practices and business relationship with companies that operated at the Bay Area Drum (BAD) site including: Bedini Steel Drum, San Francisco Steel Drum; Myers Drum, Waymire Drum, and Bay Area Drum Company. We are requesting information from companies who did business with any of the site operators who operated at the BAD site. Information obtained as a result of the Department's investigation indicates your company sent drums to the BAD site for reconditioning and/or disposal. Consequently, the Department has identified Kaiser Aluminum as a Potentially Responsible Party (PRP) as defined in Section 25323.5(a). Pursuant to the authority of Health & Safety Code (H&SC) Sections 25185.6, 25358.1 and 25358.3, the Department requests that you provide all information currently known or available to you, as requested below, within 30 calendar days of this letter. Please provide an original and one copy to:

Monica Gan
Department of Toxic Substances Control
700 Heinz Avenue, Suite 200
Berkeley, California 94710-2737

- 1) The approximate number of drums shipped to the BAD site between 1948 and 1987.
- 2) The nature of the substances contained in the drums, including chemical composition and concentration.
- 3) The type and capacity of each drum.

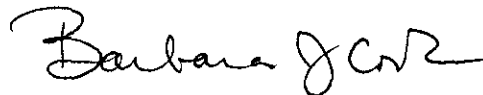


- 4) The disposition of subject drums after the substances were used.
- 5) The residual level in each drum after they were shipped off-site.
- 6) Methods used to determine the residual levels in each drum.
- 7) Purpose of drums sent to the site, i.e., drum reconditioning, sales or disposal.

Compliance with the information request set forth is mandatory, pursuant to Sections 25185.6, 25358.1 and 25358.3 of the California Health & Safety Code. Failure to respond fully and truthfully to the information request may result in enforcement action by the Department, subject to the penalties allowed under Sections 25189, 25189.2, 25191 and 25367 of the Health & Safety Code. The penalty provided is up to \$25,000 for each violation and up to \$25,000 per day for each day that the violation continues. Please be further advised that provision of false, fictitious or fraudulent statements or representations may subject you to criminal penalties.

Thank you for your cooperation in this matter. If you have any questions relating to this request, please contact Susan Bertken, Senior Staff Attorney at (408) 429-0113 or Monica Gan, Analyst at (510) 540-3767.

Sincerely,



Barbara J. Cook, P.E., Chief
Site Mitigation Branch

cc: Susan Bertken
Senior Staff Attorney
Toxics Legal Office
Department of Toxic Substances Control
P.O. Box 806
Sacramento, California 95812-0806

Mr. Carl Crisp
CHEVRON CHEMICAL COMPANY
Building T, Room 2064
6001 Bollinger Canyon Road
San Ramon, California 94583-0947

Mr. David Dansord, Manager
Environmental Services
DIAMOND SHAMROCK
9830 Colonnade Boulevard
San Antonio, Texas 78230

Mr. Scott Anderson
DOW CHEMICAL
North End Loveridge Road
Pittsburg, California 94565

Mr. John Keiter, Esq.
Senior Counsel
Legal Department (D-7012-1)
E.I. Du Pont De Nemours & Co., Inc.
1007 Market Street
Wilmington, Delaware 19898

Mr. Gordon Pioch
Environmental Manager
EUREKA CHEMICAL
234 Lawrence Avenue
So. San Francisco, California 94080

Mr. Jeff Troyiano
Principal Facility Environmental Engineer
Station Source Environmental Control Office
FORD MOTOR COMPANY
Commerce Park North
15201 Century Drive, Suite 608
Deerborn, Michigan 48120

Marcus Kendrix
GENERAL PRINTING INK
Division of Sun Chemical Corporation
1599 Factor Avenue
San Leandro, California 94577

Mr. Lee Zimmerli
GREAT WESTERN CHEMICAL
808 Southwest 15th Avenue
Portland, Oregon 97205

Mr. Walter Slater
Distribution Manager
INTERNATIONAL PAINT
990 Beecher Street
San Leandro, California 94577

Andy Gonzales
Environmental Coordinator
INTERNATIONAL PAPER
(**Stecher-Traung-Schmidt Corporation**)
38083 Cherry Street
Newark, California 94560

Ms. Chris Laszcz-Davis
Environmental manager
KAISER ALUMINUM
300 Lakeside Drive
Oakland, California 94643

Mr. Pat McDonald
Vice President
Auditing and Loss Prevention
KELLY MOORE
987 Commercial Street
San Carlos, California 94070

Mr. David McGraw, Director
Environmental Health and Safety
LAWRENCE BERKELEY LABORATORIES
One Cyclotron Road
Berkeley, California 94720

Mr. Keith Gilbert
Division Leader
Hazardous Waste Management
LAWRENCE LIVERMORE LABORATORIES
700 East Avenue
Mail Stop L-620
Livermore, California 94550

Mr. Mark Stanga
Director of Real Estate & Construction
LITTON INDUSTRIES
360 N. Crescent Drive
Beverly Hills, California 90210

Jean Mescher, Manager
Environmental Services
McKESSON CORPORATION
One Post Street
San Francisco, California 94104

Mr. Clint Holzwarth
Engineering Supervisor
MONSANTO COMPANY
1778 Monsanto Way
Martinez, California 94553

Steve Luquire
Environmental Manager
NI INDUSTRIES, INC.
5300 Claus Street
Riverside, California 95367

Ms. Patti Houle
Environmental Manager
O'BRIEN CORPORATION
(formerly Fuller O'Brien)
450 E. Grand Avenue
So. San Francisco, California 94080

Mr. Robert Towles
Corporate Environmental Manager
OWENS-ILLINOIS, INC.
(for Owens-Brockway Glass Container Plant)
One Seagate, 30 LDP
Toledo, Ohio 43666

Mr. Victor Furtado
Environmental Manager
PACIFIC GAS & ELECTRIC COMPANY
77 Beale Street, Room 2437
San Francisco, California 94177

Mr. Jerry Jones, Director
Environmental Management
RAYCHEM CORPORATION
Mail Stop 106/8210
300 Constitution Drive
Menlo Park, California 94025-1164